

13281 U.S. PTO
040204

REQUEST FORM FOR APPLICATION UNDER 37 CFR 1.53(b)

DOCUMENT NUMBER: 4408-009A
Prior Application: 10/393,346
Art Unit: 3761
Examiner:

22278 U.S. PTO
10/815816
040204

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a Divisional application under 37 CFR 1.53(b) of pending prior U.S. Patent Application No.10/393,346, filed on March 21, 2003, entitled **POWERED AIR PURIFYING, RESPIRATOR SYSTEM...**, by the following named inventor

(s) **Jeffrey ALVEY and Michael BROOKMAN**

1. ☒ I hereby state that the enclosed copy of this prior application is a true copy of the above-identified prior application.
2. Oath or Declaration
- a. ☐ Newly executed (original or copy)
- b. ☒ Copy from a prior application (37 CFR 1.63(d))
- i. ☐ Deletion of inventor(s)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
3. ☒ Incorporation By Reference (useable if Box 2b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
4. ☒ Preliminary Amendment is enclosed.
5. ☒ An Information Disclosure Statement and PTO1449 Form are submitted herewith.
6. ☒ Cancel claims . 7-9

7a. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 6 above:

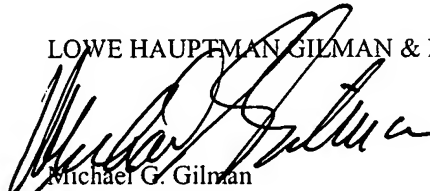
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Total Claims	6	MINUS 20	0	x \$18 =	\$
Independent Claims	1	MINUS 3	0	x \$86 =	\$
Basic Application Fee					\$770.00
If multiple dependent claims are presented, add \$290.00					
Total Application Fee					\$ 770.00
Subtract 1/2 if small entity					385.00
TOTAL APPLICATION FEE DUE					\$385.00
<input type="checkbox"/> CREDIT CARD AUTH. FORM <input checked="" type="checkbox"/> CHECK <input type="checkbox"/> CHARGED TO DEPOSIT ACCOUNT NO. 07-1337					

- 7b. ☒ Applicant is entitled to small entity status under 37 CFR 1.9 and 37 CFR 1.27.
8. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees to maintain the pendency of the parent application Serial No. 10/393,346 or credit any overpayment to Deposit Account No. 07-1337.
9. ☒ Amend the specification by inserting before the first line the sentence:
--This application is a divisional of U.S. Patent Application No. 10/393,346 filed March 21, 2003.—
10. ☐ Priority of Application No. filed on in is claimed under 35 USC 119. The certified priority document(s) were filed in Serial No. 10/393,346 on March 21, 2003, and acknowledged in the USPTO on date PTO acknowledged.
11. ☐ The prior application is assigned of record to
12. ☒ The power of attorney in the prior application is to:
- LOWE HAUPTMAN GILMAN & BERNER, LLP
1700 Diagonal Road, Suite 300
Alexandria, VA 22314
13. ☒ Also enclosed:
- 7 pages of drawings.
Information Disclosure Statement, PTO form 1449, and refs.
14. ☐ A petition, fee and response has been filed to extend the term in the pending prior application until
- Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

LOWE HAUPTMAN GILMAN & BERNER, LLP
1700 Diagonal Road, Suite 300
Alexandria, Virginia 22314

Respectfully submitted,

LOWE HAUPTMAN GILMAN & BERNER, LLP


Michael G. Gilman
Registration No. 19,114

Date: April 2, 2004
USPTO Customer No. 22429
1700 Diagonal Road, Suite 310
Alexandria, Virginia 22314
(703) 684-1111
(703) 518-5499 Facsimile
MGG;VG